



Attorney Docket # 33966-CA-PCT-US/JPW/MAF

Inventors: Allaway, et al.

Total Pages 2

Express Mail Label No. EL 278 888 479 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents

Box CPA

Washington, D.C. 20231

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OCT 31 2002

TECH CENTER 1600/2900

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Sir:

This is a request for filing a X CONTINUATION DIVISIONAL application under 37 CFR 1.53(d) continued prosecution application (CPA) of pending prior application Serial No. 09/412,284, filed on October 5, 1999 entitled METHODS FOR USING RESONANCE ENERGY TRANSFER-BASED ASSAY OF HIV-1 ENVELOPE GLYCOPROTEIN-MEDIATED MEMBRANE FUSION, AND KITS FOR PRACTICING SAME

1. Enter the unentered amendment previously filed on March 26, 2002 under 37 CFR 1.116 in the prior nonprovisional application.
2. X A preliminary amendment [is enclosed] will be submitted at a later date.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53 (d)(4).
 - a. DELETE the following inventor(s) named in the prior nonprovisional application:
 - b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. PTO-1449
 - b. Copies of IDS Citations
6. X Small entity status:
 - a. A small entity statement is enclosed.
 - b. X A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
 - c. Is no longer claimed.

10/29/2002 SDENB0B1 00000066 09412284

01 FC:2006

370.00 OP

The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

					Rate			Fee	
	Number Filed		Number Extra*		Small Entity	Other Entity		Small Entity	Other Entity
Total Claims	3 - 20	=	0	x	\$	\$	=	\$	\$ 0
Indep. Claims	3 - 3	=	0	x	\$	\$	=	\$ 0	\$ 0
Multiple Dependent Claims Presented: Yes___ No <u>X</u>					\$140	\$280	=	\$ 0	\$ 0
If the difference in column 1 is less than zero, enter "0" in column 2					Basic Fee			\$	\$ 740.00
					Total Fee			\$	\$ 740.00
Reduction by 50% for filing by small entity (Note 37 CFR 1.27)									-\$370.00
					TOTAL				\$370.00

7. X The Commissioner is hereby authorized to charge any additional fees which may be required in connection with the following or credit any overpayment to Deposit Account No. 03-3125.

X Filing fees under 37 C.F.R. § 1.16.

X Patent application processing fees under 37 C.F.R. §1.17.

The issue fee set in 37 C.F.R. §1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. §1.311(b).

8. X A check in the amount of \$ 370.00 to cover the filing fee.

9. ___ Payment by credit card. Form PTO-2038 is attached.

10. ___ Applicant requests suspension of action under 37 CFR 1.103(b) for a period of ___ months (not to exceed three months) and the fee under 37 CFR 1.17(I) is enclosed.

11. ___ New Attorney Docket Number, if desired _____

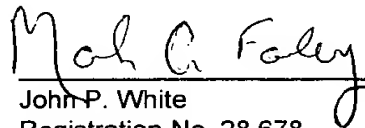
12. a. ___ receipt for facsimile transmitted CPA (PTO/SB/29A)

b. X Return Receipt Postcard

13. X Other (identify)

Petition For a Five Month Extension of Time and an Express Mail Letter of Transmittal Bearing Label No. EL 278 888 479 US, dated October 25, 2002

Respectfully submitted,



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October 25, 2002
Date



Dkt. 43966-CA-PCT-US/JPW/MAF

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TECH CENTER 1600/2900

Applicants: Graham P. Allaway, et al.

Serial No.: 09/412,284

Examiner: J. Parkin

Filed: October 5, 1999

Group Unit: 1648

For : METHODS FOR USING RESONANCE ENERGY TRANSFER-BASED
ASSAY OF HIV-1 ENVELOPE GLYCOPROTEIN-MEDIATED
MEMBRANE FUSION, AND KITS FOR PRACTICING SAME

1185 Avenue of the Americas
New York, New York 10036
October 25, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

SIR:

**EXPRESS MAIL CERTIFICATE OF
MAILING FOR ABOVE-IDENTIFIED APPLICATION**

"Express Mail" mailing label number: EL 278 888 479 US

Date of Deposit: October 25, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Kermit V. Eubanks

Printed Name: Kermit V. Eubanks

Respectfully submitted,

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